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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

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11 CONNIE SCHWENDEMAN, an individual
12 on behalf of herself and others similarly
situated,

13 Plaintiff,
14 v.
15 HEALTH CAROUSEL, LLC, *et al.*,

16 Defendants.

17 Case No. 5:18-cv-07641-BLF

18 **[PROPOSED] ORDER GRANTING
MOTION FOR APPROVAL OF
SETTLEMENT OF CALIFORNIA
LABOR CODE PRIVATE ATTORNEY
GENERAL ACT (“PAGA”) CLAIM IN
ACCORDANCE WITH LABOR CODE §
2699(l)(2)**

19 Date: July 23, 2020
Time: 9:00 a.m.
Location: Courtroom 3

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1 The currently operative First Amended Complaint in this action asserts a single claim by
2 Plaintiff Connie Schwendeman (“Plaintiff”) for civil penalties against Defendants Health
3 Carousel, LLC and Health Carousel Travel Network, LLC (“Defendants”) pursuant to the
4 California Labor Code Private Attorney General Act (“PAGA”) (Cal. Labor Code § 2698 et seq.).
5 Now pending before the Court is a motion for approval of a settlement of the PAGA claim. The
6 Court has considered all papers, evidence and argument submitted regarding the proposed
7 settlement. Based on the foregoing, IT IS HEREBY ORDERED ADJUDGED AND DECREED
8 as follows:

9 1. In accordance with California Labor Code section 2699(l)(2), the Court has
10 reviewed the Joint Stipulation of Private Attorneys General Act Settlement and
11 Release Between Plaintiff and Defendants (hereafter “Settlement”) and approves
12 the Settlement because it complies with PAGA’s statutory requirements and is fair,
13 reasonable, and adequate;

14 2. The Court approves attorneys’ fees to Plaintiff’s counsel in the amount of
15 \$28,333.33 and reimbursement of litigation costs in the amount of \$1,116.96,
16 which shall be paid in accordance with the terms of the Settlement;

17 3. The Court approves the incentive award of \$850 to Plaintiff, which shall be paid in
18 accordance with the terms of the Settlement;

19 4. The Court approves settlement administration fees and expenses to Phoenix Class
20 Action Administration in the amount of \$4,000, which shall be paid in accordance
21 with the terms of the Settlement;

22 5. The parties shall fulfill all other terms of the Settlement;

23 6. All claims currently pending in the action are dismissed with prejudice; and

24 7. The Court will retain jurisdiction to enforce the terms of the Settlement.

25 **IT IS SO ORDERED**

26 DATED: July 23, 2020



27 HON. BETH LABSON FREEMAN
United States District Judge